



11-26-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DAC \$ Tu  
Issue Fee

In re the application of: Susan E. Swift *et al.*

Serial No.: 09/847960 Conf. #6153

Filed: May 2, 2001

For: *RNASE Probe Protection Assays in Screening for Modulators of Immunoglobulin Germline Transcription*

Attorney Docket No.: RGV-012

Group Art Unit: 1639

Examiner: CELSA, Bennett M.

MAILSTOP ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**APPLICATION FOR PATENT TERM ADJUSTMENT**

Dear Sir:

Applicants have reviewed the allotted patent term adjustment indicated on the Notice of Allowance dated August 24, 2004 and believe that the correct patent term adjustment should be adjusted by 22 days to a total of 330 days.

The Patent and Trademark Office indicated that the Response to Notice to File Missing Parts was received on November 9, 2001 which resulted in applicant delay of 27 days. However, the return receipt postcard (copy attached) indicates that the Response to the Notice of Incomplete Reply mailed in Response to the Notice to File Missing Parts was actually received by the Office on October 18, 2001. Hence, the delay was only 5 days, not 27 days.

Applicants respectfully request that the Patent Term Adjustment be corrected to read 330 days.

Please charge the required fee in the amount of \$200.00 to our Deposit Account No. 12-0080. A duplicate of this paper is enclosed for this purpose.

11/29/2004 DEMMANU2 00000006 120080 09847960

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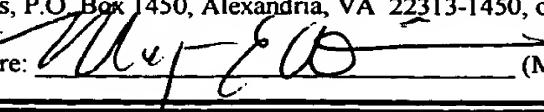
Respectfully submitted,



Megan E. Williams, Esq.  
Reg. No. 43,270  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109  
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV418603965, in an envelope addressed to: MS ISSUE FEE Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 23, 2004

Signature: 

(Megan E. Williams)

NOV 23 2004

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

09/847960-Conf. #6153

Filing Date

May 2, 2001

First Named Inventor

Susan E. SWIFT

Art Unit

1639

Examiner Name

B. M. Celsa

Total Number of Pages in This Submission

5

Attorney Docket Number

RGV-012

**ENCLOSURES (Check all that apply)** Fee Transmittal Form Drawing(s) After Allowance Communication to TC Fee Attached Licensing-related Papers Appeal Communication to Board of Appeals and Interferences Amendment/Reply Petition Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) After Final Petition to Convert to a Provisional Application Proprietary Information Affidavits/declaration(s) Power of Attorney, Revocation Change of Correspondence Address Status Letter Extension of Time Request Terminal Disclaimer Other Enclosure(s) (please identify below): Express Abandonment Request Request for Refund - Part B Issue Fee Transmittal (PTOL- 85) Information Disclosure Statement CD, Number of CD(s) \_\_\_\_\_ - Certificate of Express Mailing  
 - Return Receipt Postcard  
 - Application for Patent Term Adjustment  
 - Copy of Return Receipt Postcard Date-Stamped October 18, 2001 Certified Copy of Priority Document(s) Landscape Table on CD Reply to Missing Parts/ Incomplete Application

Remarks

 Reply to Missing Parts under 37 CFR 1.52 or 1.53**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

LAHIVE &amp; COCKFIELD, LLP

Signature

Printed name

Megan E. Williams

Date

11/23/04

Reg. No.

43,270

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Dated: 11/23/04

Signature: (Megan E. Williams)

NOV 23 2004

Application No. (if known): 09/847960

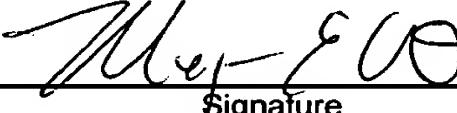
Attorney Docket No.: RGV-012

## Certificate of Express Mailing Under 37 CFR 1.10

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Commissioner for Patents  
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Alexandria, VA 22313-1450

on 11/23/04  
Date

  
Signature

Megan E. Williams

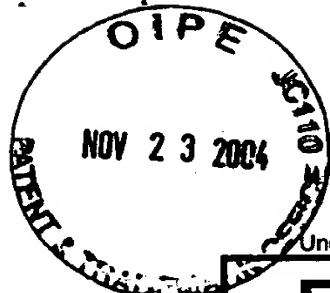
Typed or printed name of person signing Certificate

43,270  
Registration Number, if applicable

(617) 227-7400  
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Part B Issue Fee Transmittal (PTOL-85) (1 page);  
Transmittal Form (1 page);  
Fee Transmittal Form (1 page, in duplicate);  
Certificate of Express Mailing (1 page);  
Application for Patent Term Adjustment (1 page, in duplicate);  
Copy of Return Receipt Postcard Date-Stamped  
October 18, 2001 (1 page);  
Return Receipt Postcard; and  
Charge \$915.00 to deposit account 12-0080.



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PTO/SB/17 (10-04v2)

Approved for use through 7/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 915.00)

Complete if Known	
Application Number	09/847960-Conf. #6153
Filing Date	May 2, 2001
First Named Inventor	Susan E. SWIFT
Examiner Name	B. M. Celsa
Art Unit	1639
Attorney Docket No.	RGV-012

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None

Deposit Account:

Deposit Account Number 12-0080  
Deposit Account Name Lahive & Cockfield, LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge – late filing fee or oath
1052	50	2052	25 Surcharge – late provisional filing fee or cover sheet.
1053	130	1053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	430	2252	215 Extension for reply within second month
1253	980	2253	490 Extension for reply within third month
1254	1,530	2254	765 Extension for reply within fourth month
1255	2,080	2255	1,040 Extension for reply within fifth month
1401	340	2401	170 Notice of Appeal
1402	340	2402	170 Filing a brief in support of an appeal
1403	300	2403	150 Request for oral hearing
1451	1,510	1451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive – unavoidable
1453	1,370	2453	685 Petition to revive - unintentional
1501	1,370	2501	685 Utility issue fee (or reissue)
1502	490	2502	245 Design issue fee
1503	660	2503	330 Plant issue fee
1460	130	1460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	790	2809	395 Filing a submission after final rejection (37 CFR 1.129(a))
1810	790	2810	395 For each additional invention to be examined (37CFR 1.129(b))
1801	790	2801	395 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)		8001	Printed copy of patent w/o color 30.00
		1455	Filing an application for patent term adjustment 200.00

**SUBTOTAL (1) (\$ 0.00)**

**SUBTOTAL (2) (\$ 0.00)**

\*\*or number previously paid, if greater; For Reissues, see above

\*Reduced by Basic Filing Fee Paid **SUBTOTAL (3) (\$ 915.00)**

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Megan E. Williams	Registration No. (Attorney/Agent)	43,270	Telephone	(617) 227-7400
Signature				Date	11/23/04

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Dated: 11/23/04

Signature: (Megan E. Williams)



FLEHR HOHBACH TEST

ALBRITTON & HERBERT LLP

Applicant: Swift et al.

Serial No.: 09/847,960

For: *RNAse Probe Protection Assays in Screening for  
Modulators of Immunoglobulin Germline Transcription*

Please acknowledge receipt of the enclosed

Prelim. Amd., Pet. for Ext. of Time, Chk for \$55 (1mo/Smt)

Sub. of Formal Drawings, Copy of Not. of Incomplete Reply, Nine

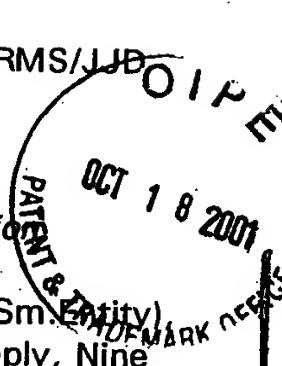
sheets of drawings

by imprinting the Patent Office "date stamp" hereon and returning  
to the addressee indicated on the reverse.

Due: October 15, 2001  
(Oct. 13 = Saturday)

JJD:mec:

File No. A-69332-1/RMS/JJD  
(Rigel)



Certificate of Mailing: October 15, 2001

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